

No. 499, A.]

[Published July 14, 1953.

#### CHAPTER 426

AN ACT to amend 85.91 (2b) (b) of the statutes, relating to penalties for overloading vehicles on highways.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

85.91 (2b) (b) of the statutes is amended to read:

85.91 (2b) (b) If the weight exceeds the schedules provided in s. 85.47 (1) (c) and (d), 85.48 or 85.54 by more than 1,000 pounds, the fine shall be computed according to the legal weights as defined in s. 85.47 (1) (a), 85.48 or 85.54, as the case may be, and imposed according to the following schedule: For the first conviction thereof, such person, firm or corporation shall be fined not less than \$50 nor more than \$200 plus an amount

equal to: \* \* \* 1 cent for each pound of total excess load when the total excess is not over 2,000 pounds; 2 cents for each pound of total excess load if the excess is over 2,000 pounds and not over 3,000 pounds; 3 cents for each pound of total excess load if the excess is over 3,000 pounds and not over 4,000 pounds; 5 cents for each pound of total excess load if the excess is over 4,000 pounds and not over 5,000 pounds; 7 cents for each pound of total excess load if the excess is over 5,000 pounds. For the second and each subsequent conviction, within any period of 12 consecutive months, as determined by s. 85.90, such person, firm or corporation shall be punished by a fine of not less than \$100 nor more than \$300 or by imprisonment for not less than 10 days nor more than 30 days or by both such fine and imprisonment, plus an amount equal to: 2 cents for each pound of total excess load when the total excess is not over 2,000 pounds; 4 cents for each pound of total excess load if the excess is over 2,000 pounds and not over 3,000 pounds; 6 cents for each pound of total excess load if the excess is over 3,000 and not over 4,000 pounds; 8 cents for each pound of total excess load if the excess is over 4,000 pounds and not over 5,000 pounds; 10 cents for each pound of total excess load if the excess is over 5,000 pounds. In computing the amount of penalty for violation under s. 85.47, the total excess load shall be determined from the basic figures in s. 85.47 (1) (a) and not from s. 85.47 (1) (e) and (d).

Approved July 2, 1953.

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